

Amendment No. 6 to HB0667

**Sexton C
Signature of Sponsor**

AMEND Senate Bill No. 790

House Bill No. 667*

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 63-5-115(d)(1), is amended by designating the existing language as subdivision (d)(1)(A) and adding the following language as a new subdivision (d)(1)(B):

(B)

(i) In addition to settings in which licensed and registered dental hygienists may engage in the provision of preventive dental care under the general supervision of a dentist and subject to the requirements imposed on those dental hygienists by subdivision (d)(1)(A), licensed and registered hygienists may also engage in the provision of preventive dental care for patients who are seventeen (17) years of age or less under the general supervision of a dentist through written protocol in a medical practice that contains a pediatrician. For the purposes of this subdivision (d)(1)(B), a pediatrician is a physician licensed under chapter 6 or 9 of this title whose medical practice is concerned with the primary care of children and who is qualified for these endeavors due to intensive training devoted solely to all aspects of primary medical care for children, adolescents, and young adults.

(ii)

(a) In addition to rules for other matters relative to implementing this subdivision (d)(1)(B), the board of dentistry shall by rule establish requirements with respect to a hygienist providing services in a medical

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practice under this subdivision (d)(1)(B) for office equipment and an appropriate treatment room that shall be provided to the hygienist.

(b) The board of medical examiners shall establish by rule, pursuant to § 63-6-101(a)(3), continuing medical education requirements with respect to oral health for pediatricians who are party to a protocol or agreement that places a dental hygienist in a medical practice under this subdivision (d)(1)(B).

(iii) This subdivision (d)(1)(B) shall apply only to the provision of services to enrollees in the TennCare program, established pursuant to title 71, chapter 5, part 1.

(iv) This subdivision (d)(1)(B) shall operate as a pilot program in urban and rural counties in the eastern grand division of the state as selected by the commissioner of health, in consultation with the bureau of TennCare. The pilot project shall operate beginning on January 1, 2018, and terminating on December 31, 2020. The board of dentistry shall report to the health committee of the house of representatives and the health and welfare committee of the senate on or before January 15 of each year concerning utilization of services and any increased access by underserved populations authorized by this subdivision (d)(1)(B).

(v) The board of dentistry is authorized to promulgate rules to effectuate the purposes of this subdivision (d)(1)(B). The rules shall be promulgated in

accordance with the Uniform Administration Procedures Act, compiled in title 4, chapter 5.

SECTION 2. Tennessee Code Annotated, Section 63-5-103(a), is amended by adding the following as a new subdivision (4):

(4) For the first vacancy arising among the practicing dentist members of the board of dentistry after July 1, 2017, the dentist appointed to fill that vacancy shall be a pediatric dentist. Any practicing dentist appointed to succeed to that position or to fill a vacancy for that position shall be a pediatric dentist. Any pediatric dentist appointed pursuant to this subdivision (a)(4) must also meet the requirements of subdivision (a)(1).

SECTION 3. Tennessee Code Annotated, Section 63-5-115(e), is amended by inserting the following immediately after the second sentence of the subsection:

The examination by a supervising dentist required by § 63-5-108(c)(5) for general supervision under teledentistry authorized by this subsection (e) must be an in-person examination.

SECTION 4. This act shall take effect July 1, 2017, the public welfare requiring it.